

SEC. 4. It shall be unlawful for any person or persons to pack for sale, sell or offer for sale in this State flour except in packages containing by standard weight twelve pounds, twenty-four pounds, forty-eight pounds, ninety-eight pounds or one hundred and ninety-six pounds of flour, with the weight plainly stated on the outside of the package: *Provided*, that sections one and two of the act shall not apply to the retailing of meal or flour direct to customers from bulk, when the same is priced and delivered by actual weight or measure.

Weights for packages of flour.

Weight stated on package.  
Proviso: sales from bulk.

SEC. 5. The Board of Agriculture shall cause to be made from time to time, under rules and regulations to be prescribed by them in accordance with section six of this act, such inspections or examinations as may be necessary to determine whether the provisions of this act have been violated. If it shall appear from such inspection or examination that any of the provisions of this act have been violated, the Commissioner of Agriculture shall certify the fact to the solicitor in the district in which the violation was committed, and furnish that officer with the facts in the case, duly authenticated by the inspector, under oath, who made the examination.

Inspections by Board of Agriculture.

Certificate of violation to solicitor.

Authentication.

SEC. 6. Any person or persons violating any provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine or imprisonment in the discretion of the court, and the meal or flour offered for sale in violation of this act shall be subject to seizure, condemnation and sale by the Commissioner of Agriculture, as is provided for the seizure, condemnation and sale of commercial fertilizers; and the proceeds thereof, if sold, less the legal costs and charges, shall be paid into the Treasury for the use of the Department of Agriculture in executing the provisions of this act: *Provided*, that the Commissioner of Agriculture may in his discretion order the release of the meal or flour seized when the owner of the same shall offer to pack it in accordance with the provisions of sections one and two of the act, and it shall appear to the satisfaction of the Commissioner that said owner did not intend to violate the provisions of the law.

Misdemeanor.

Punishment.

Seizure, condemnation and sale.

Disposal of proceeds.

Proviso: release upon conditions.

SEC. 7. The Board of Agriculture shall have authority to make uniform rules and regulations for carrying out the provisions of this act.

Rules for enforcing act.

SEC. 8. The provisions of this act shall not apply to meal or flour on hand at the time of the passage of this act.

Meal and flour now on hand.

SEC. 9. Except as provided in section seven, this act shall be in force from and after April first, one thousand nine hundred and twenty-three. This act shall only apply to Cherokee, Rutherford, Gaston, and Graham counties.

When act effective.

Application of act.

SEC. 10. All laws and clauses of laws in conflict with this act are hereby repealed.

Ratified this the 3d day of March, A.D. 1923.